

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,) No. CR 05-00681 JF
Plaintiff,) ORDER CONTINUING CASE AND
v.) EXCLUDING TIME UNDER THE
FELIX LEYVA-ANAYA,) SPEEDY TRIAL ACT, 18 U.S.C. § 3161
a/k/a Felix Leyva,)
Defendant.)

This matter came before the Court for a status hearing on Wednesday, October 4, 2006. Counsel for the government and the defendant were present. Based on the hearing, and at the request of the parties, the Court finds pursuant to Title 18, United States Code, Section 3161(h)(8)(A), considering the factors set forth in Section 3161(h)(8)(B), that the interests of justice in granting this continuance outweigh the defendant's and the public's interests in a speedy trial inasmuch as the parties need additional time for investigation and effective preparation, including resolving issues regarding a protective order and setting up an *in camera* hearing.

IT IS HEREBY ORDERED that this case is continued to Wednesday, October 25, 2006 at 9:00 a.m. for trial setting.

IT IS FURTHER ORDERED that the period of time from October 4, 2006 through and including October 25, 2006 shall be excluded from the period of time within which trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*

DATED: 10/10/06


JEREMY FOGE
United States District Judge

1 Copies to be served on:

2 MATTHEW A. LAMBERTI
3 Assistant United States Attorney
150 Almaden Boulevard, Suite 900
San Jose, California 95113

4 CYNTHIA C. LIE
5 Assistant Federal Public Defender
160 W. Santa Clara Street, Suite 575
6 San Jose, California 95113

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